



WASHOE COUNTY

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CM/ACM CS
Finance DN
DA ✓
Risk Mgt. N/A
Comptroller MS
Clerk CS

STAFF REPORT BOARD MEETING DATE: January 12, 2016

DATE: December 21, 2015

TO: Board of County Commissioners

FROM: Kimble Corbridge, P.E., Engineering and Capital Projects Division,
Community Services Department, 328-2054, kcorbridge@washoecounty.us

THROUGH: William H. Whitney, Division Director, Planning and Development,
Community Services Department, 328-3617, bwhitney@washoecounty.us

SUBJECT: Hearing, discussion and possible action to approve the continuation of the existing (1) Environmental Control Permit and monitoring fees and (2) administrative service fee and inspection fees for inspection of storm water quality controls for the Storm Water Discharge Program, as authorized in WCC Article 421 (110.421.60(d) and 110.421.65(e)); and, if approved, authorize the Chair to sign a Resolution (1) adopting the fee schedules of the Cities of Reno and Sparks as the county's Environmental Control Permit and monitoring fees, (2) deeming the county's Environmental Control Permit and monitoring fees satisfied by the payment of any such fees to the cities, and (3) further adopting the county's administrative service fee and inspection fees for the inspection of storm water quality controls in the form of a Master Storm Water Inspection Fee Schedule with an effective date of January 22, 2016, to be included as required in the Development Code Master Fee Schedule. (All Commission Districts.)

SUMMARY

Approving already existing Environmental Control Permit and monitoring fees and storm water inspection fees for the Storm Water Discharge Program. Authorizing the Chair to sign a Resolution adopting the City of Reno and Sparks Environmental Control Permits fee schedules and the Master Storm Water Inspection Fee Schedule with an effective date of January 22, 2016.

Strategic Objectives supported by this item: Stewardship of our community.

PREVIOUS BOARD ACTION

On December 16, 2003, the Board of County Commissioners adopted a Resolution-Establishing a Fee Schedule for the Washoe County Storm Water Discharge Program for Environmental Control Permits and Fees as charged by the City of Reno and City of Sparks. The Board also adopted a Resolution Establishing a Permit Fee for Business and Construction Discharger Subject to Oversight by the Washoe County Department of Public

AGENDA ITEM # 20

Works which established storm water inspection fees. Both resolutions were adopted as required by Ordinance 1223.

On December 8, 2015 the Board of County Commissioners introduced and held the first reading of an ordinance repealing the existing storm water discharge Ordinance 1223 (adopted in 2003) and replacing it by amending the Washoe County Code at Chapter 110 (Development Code) to create Article 421, Storm Water Discharge Program (DCA 14-014). On January 12, 2016, the Board of County Commissioners held the second reading and adopted the Storm Water Discharge Program Article 421 (DCA 14-014) which includes a provision for the Board of County Commissioners to adopt by resolution the Master Storm Water Inspection Fee Schedule and Environmental Control Permit and monitoring fees.

BACKGROUND

Washoe County with co-permittees, Reno and Sparks, have taken a regional approach to storm water fees. The proposed Resolution is in keeping with that regional approach and does not increase the fees that are currently being charged under the original Ordinance 1223 and original Resolutions adopted by the Board of County Commissioners.

Now that the original Ordinance 1223 has been repealed and replaced by WCC Chapter 110, Article 421, the Environmental Control Permits and Fees as charged by the City of Reno and City of Sparks and the Storm Water Inspection Fees charged by Washoe County need to be reestablished by resolution of the Washoe County Board of County Commissioners. See Sections 110.421.60 (d) and 110.421.65(e). Again these fees are the same as are currently being charged. Pursuant to WCC Section 110.906.05, the adopted Master Storm Water Inspection Fee Schedule will be incorporated into the existing Development Code Master Fee Schedule.

FISCAL IMPACT

The fees that are being adopted by the proposed resolution are the same that are currently charged under the original ordinance 1223 and original resolutions. The new resolution is a formality to set the fees by resolution in accordance with the newly adopted Storm Water Discharge Program (Article 421).

RECOMMENDATION

It is recommended that the Board of County Commissioners approve the continuation of the existing (1) Environmental Control Permit and monitoring fees and (2) administrative service fee and inspection fees for inspection of storm water quality controls for the Storm Water Discharge Program, as authorized in WCC Article 421 (110.421.60(d) and 110.421.65(e)); and, if approved, it is recommended that the board authorize the Chair to sign a Resolution (1) adopting the fee schedules of the Cities of Reno and Sparks as the county's Environmental Control Permit and monitoring fees, (2) deeming the county's Environmental Control Permit and monitoring fees satisfied by the payment of any such fees to the cities, and (3) further adopting the county's administrative service fee and inspection fees for the inspection of storm water quality controls in the form of a Master Storm Water Inspection

Fee Schedule with an effective date of January 22, 2016, to be included as required in the Development Code Master Fee Schedule.

POSSIBLE MOTION

Should the Board agree with staff's recommendation, a possible motion would be:

“Move to approve the continuation of the existing (1) Environmental Control Permit and monitoring fees and (2) administrative service fee and inspection fees for inspection of storm water quality controls for the Storm Water Discharge Program, as authorized in WCC Article 421 (110.421.60(d) and 110.421.65(e)); and,

“Move to authorize the Chair to sign a Resolution (1) adopting the fee schedules of the Cities of Reno and Sparks as the county's Environmental Control Permit and monitoring fees, (2) deeming the county's Environmental Control Permit and monitoring fees satisfied by the payment of any such fees to the cities, and (3) further adopting the county's administrative service fee and inspection fees for the inspection of storm water quality controls in the form of a Master Storm Water Inspection Fee Schedule with an effective date of January 22, 2016, to be included as required in the Development Code Master Fee Schedule.”

Attachments: A. Resolution



RESOLUTION OF THE
WASHOE COUNTY BOARD OF COMMISSIONERS

ADOPTING THE WASHOE COUNTY MASTER STORM WATER INSPECTION FEE
SCHEDULE

Whereas Washoe County is a co-permittee of a National Pollutant Discharge Elimination System (NPDES) permit with the Cities of Reno and Sparks; and

Whereas the NPDES permit has requirements for a Storm Water Discharge Program which the County has had in place since 2003 under Ordinance 1223; and

Whereas the County repealed Ordinance 1223 and adopted a new Article 421, Storm Water Discharge Program, within Washoe County Code Chapter 110 on January 12, 2016 to replace Ordinance 1223 with an effective date of January 22, 2016; and

Whereas the program under Article 421 includes two categories of storm water discharge fees:

- (1) Environmental Control Permit and monitoring fees, and
- (2) An administrative service fee and inspection fees for inspection of storm water quality controls; and

Whereas Washoe County Code Section 110.421.60(d) provides for Environmental Control Permit and monitoring fees to be set by resolution of the Washoe County Board of Commissioners at a public hearing; and

Whereas the Washoe County Board of Commissioners finds that a regional approach to the imposition and collection of Environmental Control Permit and monitoring fees is best suited to carry out the program under Article 421; and

Whereas the Washoe County Board of Commissioners further finds that the Environmental Control Permit and monitoring fees already charged by the cities of Reno and Sparks to Industrial and Commercial storm water dischargers satisfy any such fees that the County would otherwise charge under its own fee schedule;

Whereas Washoe County Code Section 110.421.65(e) also provides that an administrative service fee and inspection fees for inspection of storm water quality controls be established by resolution of the Washoe County Board of Commissioners; and

Now, therefore, be it resolved that the Washoe County Board of Commissioners does hereby:

- (1) Adopt the fee schedules of the City of Reno and City of Sparks, as they may be amended from time to time, as they apply to Environmental Control Permit and monitoring fees as shown in Exhibit A, and
- (2) Deem Washoe County's Environmental Control Permit and monitoring fees satisfied by the payment of any such fees to the cities of Reno and Sparks;

And be it further resolved that the administrative service fee and inspection fees for inspection of storm water quality controls be adopted as the Washoe County Master Storm Water Inspection Fee Schedule shown in Exhibit B to this resolution, with an effective date of January 22, 2016.

All fees adopted hereunder shall be included in the Development Code (Washoe County Code Chapter 110) Master Fee Schedule to the extent required by Washoe County Code Section 110.906.05.

ADOPTED on January 12, 2016.

WASHOE COUNTY BOARD OF COMMISSIONERS

By: _____
Chair

ATTEST:

Nancy Parent, Washoe County Clerk

EXHIBIT A*

*As may be amended from time to time

INTRODUCED BY CITY OF SPARKS

Resolution No. 3099

A RESOLUTION SETTING ENVIRONMENTAL CONTROL INSPECTION FEES

WHEREAS, the City of Sparks must comply with State and Federal law regarding inspection of industrial and commercial sewer users to assure compliance with water pollution regulations; and

WHEREAS, on December 13, 1999, the City of Sparks adopted Resolution No. 2632 setting environmental control inspection fees;

WHEREAS, the environmental control inspection fees set forth in Resolution No. 2632 were specifically identified for each hazard class user based on actual City costs;

WHEREAS, due to the passage of time since the adoption of Resolution No. 2632, the actual City costs for environmental control inspections has risen, depending upon the hazard class user, from 29% to 157%;

WHEREAS, the City of Sparks desires to recapture its actual costs and to minimize impacts to businesses within the City;

WHEREAS, in furtherance of its goal of minimizing impacts to businesses within the City, the City of Sparks desires to impose modified environmental control inspection fees phased in over a period of five years.

NOW THEREFORE, after conducting a public hearing, it is hereby resolved that the Sparks City Council does hereby set the following annual inspection for environmental control classifications:

Hazardous Class	FEE				
	2008	2009	2010	2011	2012
I	\$0	\$0	\$0	\$0	\$0
II	\$133	\$145	\$158	\$170	\$183
III	\$243	\$256	\$270	\$283	\$296
IV	\$1,352	\$1,675	\$1,997	\$2,320	\$2,642
V	\$1,632	\$1,885	\$2,137	\$2,390	\$2,642

BE IT FURTHER RESOLVED that the above mentioned fees shall first go into effect May 1, 2008, and shall automatically increase to the above mentioned amounts on January 1 each year thereafter. The foregoing resolution was passed and adopted this 24th day of March 2008.

AYES: Mayer, Salerno, Smith, Carrigan,

NAYS: Schmitt

ABSENT: None

APPROVED: this 24th day of March, 2008, by:

Geno R. Martini
GENO MARTINI, Mayor

ATTEST:
Linda A. Patterson
LINDA PATTERSON
City Clerk

APPROVED AS TO FORM & LEGALITY
Wendy Adams
CHESTER ADAMS
City Attorney

RESOLUTION NO. 8059

**RESOLUTION ADOPTING THE FISCAL YEAR 2015-2016
BUDGET INCLUDING TAX LEVIES, AND ADOPTING
THE FEE SCHEDULE FOR THE CITY OF RENO,
NEVADA FOR THE FISCAL YEAR 2015-2016.**

WHEREAS, the proposed Fiscal Year 2015-2016 Budget has been submitted to the City Council of the City of Reno, Nevada for its consideration; and,

WHEREAS, upon due and proper notice, published in accordance with the law, said proposed budget, including all portions thereof and proposed tax levies at maximum allowed rates, was open for inspection by the public at various designated places, a public hearing was held on May 19, 2015. Interested persons were given the opportunity to comment on the proposed budget; and

WHEREAS, as part of the Fiscal Year 2015-2016 budget adoption, the City Council desires to establish and adopt at maximum allowable rate all tax levies, including those approved by the members of the voting public. The tax rates had already reached maximum allowable rates in prior budget years and the adopted budget maintains the maximum rate established through prior budget adoptions; and

WHEREAS, in accordance with City Council Resolution No. 7809 and Reno Redevelopment Agency Resolution No. 216, Nevada Land, SK Baseball, Agency and the City of Reno have agreed to settle outstanding claims, restructure financing agreements, and make certain annual payments on the terms and conditions set forth in a Settlement and Restructuring Agreement (Reno Aces Stadium) dated January 30, 2013;

WHEREAS, a user fee study was conducted and proposed charges for services and fees have been submitted to the City Council for the City of Reno, Nevada for its consideration; and

WHEREAS, the City Council finds it appropriate to charge the public a fee or service charge for providing a service benefiting an individual; and

WHEREAS, the fee or service charge should reflect the cost of the service being provided; and

WHEREAS, the adjustments to fees and service charges shall be submitted in resolution form for consideration; and

WHEREAS, based upon evidence presented by staff, no business impact statement is required for approval of the Fiscal Year 2015-2016 final budget because NRS 237.060(2)(b) exempts the augmentation and approval of a local government's annual budget from such requirement.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Reno, Nevada:

Section 1. That the Budget attached as Exhibit "A", including all portions thereof and tax levies at maximum allowed rates, is hereby adopted as the Annual Budget of the City of Reno, Nevada for the Fiscal Year 2015-2016.

Section 2. That staff is hereby directed to file said Budget with the State Department of Taxation pursuant to NRS 354.598.

Section 3. That all fees are effective July 1, 2015, unless otherwise identified to another date, and shall remain in effect until June 30, 2016.

Section 4. That the Fee Schedule attached as Exhibit "B" is hereby adopted as the Annual Fee Schedule of the City of Reno, Nevada for the Fiscal Year 2015-2016, with an effective date of July 1, 2015, unless otherwise identified to another date, superseding and repealing Resolution #7974.

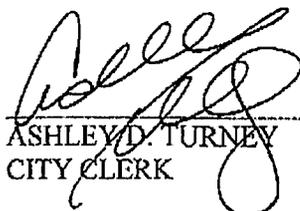
Upon motion by Council Member Duerr, seconded by Council Member McKenzie, the foregoing resolution was adopted this 19th day of May, 2015, by the following vote of the Council:

AYES:	<u>Duerr, McKenzie, Bobzien, Brekhus, Delgado, Schieve</u>
NAYS:	<u>None</u>
ABSTAIN:	<u>None</u>
ABSENT:	<u>Jardon</u>

APPROVED this 19th day of May, 2015.


HILLARY L. SCHIEVE
MAYOR

ATTEST:


ASHLEY D. TURNEY
CITY CLERK

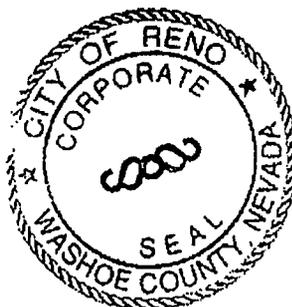


Exhibit A
Adopted Fees and Charges FY 15/16
Public Works

	Adopted Fees	Notes
Year	FY 2015/16	
Excavation Permits (each location)	\$ 156.00	
Encroachment Permits Temporary and Long Term (each location or project)	\$ 139.00	
Encroachment/Excavation Permit Application Fee (per 1,000 linear feet)	\$ 52.00	<i>Title change for clarification</i>
Encroachment/Long Term Occupancy of City ROW		
Surface (per square foot, per year)	\$ 0.60	
Underground (per square foot, per year)	\$ 0.12	
Overhead (per square foot, per year)	\$ 0.18	
Sewer Lateral Connection Inspection Fee (each lateral)	\$ 113.00	
Sewer Lateral Rehabilitation Inspection Fee (each lateral)	\$ 226.00	
Lane Closures (per each lane, per week)		
Arterial	\$ 83.00	
Collector/Alley/Local	\$ 21.00	
Signal Maintenance		
Cabinet Testing (each cabinet)	\$ 1,015.00	
Fiber Splicing and Cabinet Termination (each cabinet)	\$ 609.00	
Cabinet Turn On (each cabinet)	\$ 1,726.00	
CD of scanned plans	\$ 1.00	
Vault Research (hourly, after the 1st 1/2 hr)	\$ 40.00	
Parking Meters (per hour)	\$ 1.00	
Cloth Meter Hoods (each hood, per month)	\$ 144.00	
Cloth Meter Hoods Deposit (refundable, per each hood, one-time)	\$ 50.00	
Paper Meter Bags (per day)	\$ 9.00	
Mill and River Rock Parking Lot (per 4 hours)	\$ 2.00	
Stevenson Street Parking Lot (per 4 hours)	\$ 2.00	
West Street Parking Lot (per 4 hours)	\$ 2.00	
Individual Residential Parking (IRP) Signage Fee (annual)	\$ 68.00	
Individual Residential Parking (IRP) Signage Fee Sr. over age 65 (annual)	\$ 26.00	
Environmental Control Industrial/Commercial		
Pretreatment Wastewater Discharge Permit		
Class I (one time - business start up or relocation)	\$ 41.00	
Hazard Class II (per year)	\$ 167.00	
Hazard Class III (per year)	\$ 254.00	
Hazard Class IV (per year)	\$ 1,020.00	
Hazard Class V (per year)	\$ 1,360.00	
Hazard Class VI (City of Reno)		
Environmental Control Industrial/Commercial		
Stormwater Discharge Permits		
Class I (one time - business start up or relocation)	\$ 41.00	
Class II (per year)	\$ 167.00	
Class III (per year)	\$ 254.00	
Class IV (per year)	\$ 1,360.00	
Reinspection Fee	\$ 107.00	

Exhibit B

Master Storm Water Inspection Fee Schedule

Washoe County Code 110.421

Effective January 22, 2016

INSPECTION OF STORM WATER QUALITY CONTROLS

Inspection Fees	
Charges for Project Duration and/or Location	Charges per Acre
0-6 months construction	\$30.00
7-12 months construction	\$60.00
13-18 months construction	\$90.00
19-24 months construction	\$120.00
Over 24 months construction	\$190.00
Project within 1,000 feet of a FEMA Flood Zone A, AO or AE.	Additional \$30.00
Projects of less than one acre but are deemed sensitive/permitted by NDEP	Additional \$30.00
Administrative Service Fee	For each application
Per Site	\$ 30.00

The above listed fees shall be doubled if the construction activity is commenced prior to the issuance of the required permit and/or installation of the storm water controls. Payment of the double fee shall not preclude the County from taking any other enforcement actions within its authority.